

THE CITY OF SAN DIEGO, CALIFORNIA  
MINUTES FOR REGULAR COUNCIL MEETING  
OF  
MONDAY, JULY 26, 1993  
AT 2:00 P.M.  
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Golding at 2:08 p.m. The meeting was recessed by Mayor Golding at 6:22 p.m. The meeting was reconvened by Mayor Golding at 6:28 p.m. with Council Member Hartley and Deputy Mayor Behr not present. The meeting was adjourned by Mayor Golding at 10:16 p.m. to the regular Council meeting on Tuesday, July 27, 1993 at 10:00 a.m.

ATTENDANCE DURING THE MEETING:

(M) Mayor Golding-present  
(1) Council Member Wolfsheimer-present  
(2) Council Member Roberts-present  
(3) Council Member Hartley-present  
(4) Council Member Stevens-present  
(5) Council Member Behr-present  
(6) Council Member Stallings-present  
(7) Council Member McCarty-present  
(8) Council Member Vargas-present  
Clerk-Abdelnour (rb/ll)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

(M) Mayor Golding-present  
(1) Council Member Wolfsheimer-present  
(2) Council Member Roberts-not present  
(3) Council Member Hartley-present  
(4) Council Member Stevens-present  
(5) Council Member Behr-present  
(6) Council Member Stallings-present  
(7) Council Member McCarty-present  
(8) Council Member Vargas-present

FILE LOCATION: MINUTES

ITEM-10: INVOCATION

Invocation was given by Pastor So Young Jung, Korean United Methodist Church.

FILE LOCATION: MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Hartley.

FILE LOCATION: MINUTES

PUBLIC COMMENT:

ITEM-PC-1:

Comments by Don Stillwell regarding income tax.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A060-100.)

ITEM-PC-2:

Comments by Bruce Henderson, Lorne Fleming, Dick Rider, John Bowlen, Charles Koppa, and John Hanning regarding conduct of elected Officials.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A105-213.)

COUNCIL COMMENT:

ITEM-CC-1:

Comments by Council Member Wolfsheimer in response to public comments by Lorne Fleming and others.

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for the Regular Meeting of Monday, July 26, 1993**

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FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A220-300.)

ITEM-CC-2:

Comments by Council Member Hartley announcing the proposal for the Balboa Park security plan on the August 3, 1993 Council Docket.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A301-329.)

ITEM-CC-3:

Comments by Council Member Hartley regarding employees affected by the contract change transferring the operation of the Community Concourse to the Convention center Corporation.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: B061-123.)

ITEM-30: APPROVED

Approval of Council Minutes for the Meetings of:

06/28/93

06/29/93

06/29/93 Special

07/05/93 Adjourned

07/06/93

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: B124-127.)

MOTION BY ROBERTS TO APPROVE. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-31: PRESENTED

A presentation by John Robbins, Vice President of Child Abuse Prevention Foundation, of framed artwork created by the children at Hillcrest Receiving Home.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A335-421.)

ITEM-32: (R-93-2163) ADOPTED AS RESOLUTION R-282367

Congratulating the San Diego Gulls on their excellent season and commending them for their contributions to sports entertainment in San Diego; proclaiming July 26, 1993 to be "San Diego Gulls Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A541-654.)

CONSENT MOTION BY BEHR TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-33: PRESENTED

Presentation from Mazda Tennis Classic to Mayor Golding, of a ceremonial tennis racquet used by Jennifer Capriati, winner of the last two Mazda Tennis Classics, an Olympic Gold Medal and one of the top players on the tour, to commemorate the tournament's 10th Anniversary.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A422-476.)

ITEM-50: (O-93-203) TRAILED TO JULY 27, 1993

Amending Chapter III, Article 1, Division 3, of the San Diego Municipal Code by amending Section 31.0305, relating to Business Taxes, to provide relief to

medium-sized to large rental establishments and establishing a separate Rental Unit Business Tax rate structure to apply only to hotels and motels. (Introduced on 7/6/93. Council voted 9-0.)

FILE LOCATION:

COUNCIL ACTION: (Tape location: B130-495.)

\* ITEM-51: (O-93-197) ADOPTED AS ORDINANCE O-17940 (New Series)

Approving the Development Agreement with the City of San Diego and the Black Mountain Ranch Limited Partnership and the PGA Tour.

(Rancho Penasquitos Community Area. District-1. Introduced on 7/13/93. Council voted 8-0. District 1 voted nay on the library issue only.)

FILE LOCATION: DEVL-Black Mountain Ranch CONT FY94-1

COUNCIL ACTION: (Tape location: B130-495.)

CONSENT MOTION BY BEHR TO DISPENSE WITH THE READING AND ADOPT ORDINANCE. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-52: (O-93-208) ADOPTED AS ORDINANCE O-17941 (New Series)

Adoption of an Ordinance pursuant to Section 99 of the San Diego City Charter, approving the form of and authorizing the execution and delivery of a Master Installment Purchase Agreement, a 1993 supplement to the Master Installment Purchase Agreement, and an acquisition agreement as the first phase of debt financing to support the Consumers' Alternative for the upgrade and expansion of the Wastewater System.

(Introduced on 7/12/93. Council voted 9-0.)

FILE LOCATION: MEET CONT FY94-1

COUNCIL ACTION: (Tape location: B130-495.)

CONSENT MOTION BY BEHR TO DISPENSE WITH THE READING AND ADOPT ORDINANCE. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-53: (O-93-206) ADOPTED AS ORDINANCE O-17942 (New Series)

Authorizing a lease agreement and a sublease agreement with the City of San Diego/MTDB Authority; and authorizing the City of San Diego/MTDB Authority to issue revenue bonds in an amount not to exceed \$25,000,000, for the Old Town Trolley Extension.

(Introduced on 7/12/93. Council voted 9-0.)

NOTE: See Item 123 for a companion item.

FILE LOCATION: LEAS-City of San Diego/MTDB Authority  
LEASFY94-1

COUNCIL ACTION: (Tape location: B130-495.)

CONSENT MOTION BY BEHR TO DISPENSE WITH THE READING AND ADOPT ORDINANCE. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-54: (O-93-209) ADOPTED AS ORDINANCE O-17943 (New Series)

Approving a 55-year ground lease agreement with Plaza Del Lago Ltd., a California Partnership, for property located on Via Rancho Parkway at Interstate 15.

(Introduced on 7/12/93. Council voted 9-0.)

FILE LOCATION: LEAS-Plaza Del Lago, Ltd. LEAS FY94-1

COUNCIL ACTION: (Tape location: B130-495.)

CONSENT MOTION BY BEHR TO DISPENSE WITH THE READING AND ADOPT ORDINANCE. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-55:

Three actions related to erosion control regulations ("guniting"):

(Introduced on 7/6/93. Council voted 9-0.)

Subitem-A: (O-93-137) ADOPTED AS ORDINANCE O-17944  
(New Series)

Amending the San Diego Municipal Code Section 101.0454 relating to erosion control measures for the Hillside Review Overlay Zone.

Subitem-B: (O-93-138 Cor. Copy) ADOPTED AS ORDINANCE  
O-17945 (New Series)

Amending the San Diego Municipal Code Section 101.0462 relating to erosion control measures for the Resource Protection Ordinance.

Subitem-C: (O-93-139) ADOPTED AS ORDINANCE O-17946  
(New Series)

Amending the San Diego Municipal Code Section 101.0480 relating to erosion control measures for the Sensitive Coastal Resource Overlay Zone.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B130-495.)

CONSENT MOTION BY BEHR TO DISPENSE WITH THE READING AND ADOPT ORDINANCE. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-56: (O-93-56) INTRODUCED, TO BE ADOPTED AUGUST 9, 1993

Introduction of an Ordinance amending Chapter II, Article 2, Division 2 of the San Diego Municipal Code to reflect the renumbering of Section 63.02.24 within the text of Section 22.0207; and amending Chapter VI, Article 3 relating to Public Parks, Playgrounds, Beaches, Tide-Lands and Other Property, to provide for and regulate bicycle usage on open space and park lands.

(First introduced on 7/6/93. Council voted 8-0.  
Mayor-not present.)

NOTE: This ordinance is being reintroduced today due to a substantive amendment requested by the Attorney's Office after the first introduction.

FILE LOCATION:

COUNCIL ACTION: (Tape location: B130-495.)

CONSENT MOTION BY BEHR TO INTRODUCE ORDINANCE. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-57: (O-94-05) INTRODUCED, TO BE ADOPTED AUGUST 9, 1993

Introduction of an Ordinance authorizing a 25 year joint use agreement with the San Diego Unified School District for the construction, operation, maintenance, and lease of turfed field and recreation facilities at the Scripps Ranch No. 4 Elementary School.

(Scripps Miramar Ranch Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: The proposed lease agreement provides for a 25 year no-fee joint use facility adjacent to Scripps Ranch Elementary School No. 4 site. The terms of the agreement allow for the development, operation and maintenance of an irrigated, turfed five and one-quarter acre multi-use playing field and hard court areas. The San Diego Unified School District shall fund the design and construction of the improvements and the City shall be responsible for maintaining the improvements.

FILE LOCATION:



COUNCIL ACTION: (Tape location: B130-495.)  
CONSENT MOTION BY BEHR TO INTRODUCE ORDINANCE. Second by  
Roberts. Passed by the following vote: Wolfsheimer-yea,  
Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea,  
Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-100: (R-93-1998) CONTINUED TO SEPTEMBER 13, 1993

Awarding a contract to the San Diego Daily Transcript  
for furnishing official advertising, as may be required  
for a period of two years beginning August 1, 1993  
through July 31, 1995, for an estimated cost of  
\$325,000, including terms, for a two-year contract  
period; designating the San Diego Daily Transcript as  
the City's official newspaper. (BID-I3870/93)

FILE LOCATION:

COUNCIL ACTION: (Tape location: D573-E027.)

MOTION BY STEVENS TO CONTINUE THE ITEM TO SEPTEMBER 13,  
1993, FOR FURTHER REVIEW. Second by McCarty. Passed by the  
following vote: Wolfsheimer-not present, Roberts-yea,  
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,  
McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-101: (R-94-3) RETURNED TO CITY MANAGER

Awarding a contract to Heviland Enterprises, Inc. for  
furnishing complete landscape maintenance of Torrey  
Highland Park, a mini-park (enhanced open space) and a  
portion of the San Diego Gas and Electric easement  
adjacent to the Park within the Carmel Valley Landscape  
and Lighting Maintenance District (Contract 3), as may  
be required for a period of one year beginning August  
1, 1993 through July 31, 1994, for a total estimated  
cost of \$41,817.60, with options to renew the contract  
for four additional one year periods; that in the event  
that the Contractor does not perform to specifications,  
the Purchasing Agent is authorized to terminate the  
contract and award to the next low responsive and  
responsible bidder and to subsequent bidders, if  
necessary, until a bidder is found who performs to  
specifications. (BID-C3786/93)  
(District-1.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B130-495.)

CONSENT MOTION BY BEHR TO RETURN THE ITEM TO THE CITY MANAGER, AS REQUESTED BY THE CITY MANAGER. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-102: (R-94-2) ADOPTED AS RESOLUTION R-282368

Rejecting all bids received on June 2, 1993 and re-advertising for bids for the Construction of Desert View Drive Shear Pin Installation; authorizing the execution of a contract with the lowest responsible bidder; authorizing the City Auditor and Comptroller to transfer an additional \$100,000 from Fund No. 30300, TransNet Proposition "A" to CIP-52-566.0; authorizing the additional expenditure not to exceed \$100,000 from CIP-52-566.0, TransNet Fund 30300, for construction and related costs;

authorizing the City Auditor and Comptroller to transfer excess funds, if any, to the appropriate reserves. (BID-K3806/93A)

(La Jolla Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: Capital Improvement Project CIP-52-566.0 provides for design and construction of shear pins on Desert View Drive to protect the City's road improvements from soil movements. City Council approved the plans and specifications and authorized the Purchasing Agent to advertise for bids on May 6, 1993. Bids were received on June 2, 1993 and Anderson Drilling was the sole and apparent low bidder. Their low bid was 42 percent greater than the Engineer's estimate. Anderson Drilling met the City's MBE-WBE Program goals. It is recommended that this project be re-bid and that \$100,000 be added to the project's budget from TransNet Funds. It is anticipated that there will be additional bidders which will likely result in lower, more competitive bids.

Aud. Cert. 9301214.

FILE LOCATION: W.O. 117778 CONT - L. R. Hubbard  
Construction Co. CONT FY94-1

COUNCIL ACTION: (Tape location: B130-495.)

CONSENT MOTION BY BEHR TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-103: (R-94-73) CONTINUED TO AUGUST 8, 1993

Declaring Landex Construction Corporation in default of its contract for the Point Loma Wastewater Treatment Plant Maintenance Building Expansion - Phase II; authorizing the Engineering & Development Department, Field Division, to work with Landex Construction Corporation's bonding company to complete the project; authorizing the City Attorney to pursue recovering all costs to the City for completion of the project; declaring Landex Construction Corporation and its officers and principals to be non-responsible bidders and ineligible to bid on City projects for a period of three years.  
(Peninsula Community Area. District-2.)

CITY MANAGER SUPPORTING INFORMATION: On December 31, 1991, the City Manager authorized a contract for \$1,131,513 to Landex Construction Corporation for the Point Loma Wastewater Treatment Plant Maintenance Building Expansion - Phase II. The project is presently in construction and includes remodeling the plant's existing maintenance building. The Notice to Proceed was issued on March 2, 1992 and the specified completion date was February 11, 1993. Construction on the project is less than 90 percent complete and the contractor has been assessed liquidated damages since February 24, 1993 for failure to complete the job within the specified time. Letters from the City Attorney warning Landex and the bonding company of the lack of performance have proved to be futile. Very little progress has taken place in the last few months and Landex is either unable or unwilling to provide the necessary personnel to complete the job in a timely manner. During the month of May, the average number of building workers each day totaled less than four (excluding landscapers). Additionally, Landex has installed more than fifty items in the building that are not in compliance with the Contract Documents, some of which will require much time and work to repair (i.e. gas piping, HVAC equipment and duct-work, electrical transformer). Though documentation shows that Landex has been continually notified of these deficiencies by the Resident Engineer, the contractor has failed to take action. As a consequence to the contractor's continued lack of performance and failure to comply

in good faith on this contract, it is recommended that Landex be declared in default and be debarred from bidding on City projects.  
WU-E&D-93-158.

FILE LOCATION:                   --

COUNCIL ACTION:               (Tape location: B130-495.)

CONSENT MOTION BY BEHR TO CONTINUE THE ITEM TWO WEEKS, AS RECOMMENDED BY THE CITY MANAGER, FOR THE PRESENCE OF THE OWNER. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-104:

Two actions related to the final subdivision map of Westview Unit No. 6, a 4-lot subdivision located northeasterly of Black Mountain Road and Capricorn Way: (Mira Mesa Community Area. District-5.)

Subitem-A:     (R-94-60)     ADOPTED AS RESOLUTION R-282369

Authorizing the execution of a Subdivision Improvement Agreement with Pardee Construction Company for the installation and completion of public improvements.

Subitem-B:     (R-94-59)     ADOPTED AS RESOLUTION R-282370

Approving the final map.

FILE LOCATION:               SUBD-Westview Unit No. 6   CONT FY94-1

COUNCIL ACTION:               (Tape location: B130-495.)

CONSENT MOTION BY BEHR TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-105:

Two actions related to the final subdivision map of Westview Unit No. 7, a 6-lot subdivision located northeasterly of Black Mountain Road and Capricorn Way: (Mira Mesa Community Area. District-5.)

Subitem-A: (R-94-58) ADOPTED AS RESOLUTION R-282371

Authorizing the execution of a Subdivision Improvement Agreement with Pardee Construction Company for the installation and completion of public improvements.

Subitem-B: (R-94-57) ADOPTED AS RESOLUTION R-282372

Approving the final map.

FILE LOCATION: SUBD-Westview Unit No. 7 CONT FY94-1

COUNCIL ACTION: (Tape location: B130-495.)

CONSENT MOTION BY BEHR TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-106: (R-94-29) ADOPTED AS RESOLUTION R-282373

Accepting the deed of San Diego Gas & Electric Company, granting to the City an easement for electrical wires on the south side of San Pasqual Road, west of Viento Valle, for additional electrical service to a City lessee, S.D. Ostrich Farm.  
(San Pasqual Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: S.D. Ostrich Farm, a City lessee, needs additional electrical service for its ostrich farm in San Pasqual Valley. In order to accommodate the request, SDG&E will require an easement from the City. The proposed easement will be 12 feet wide and approximately 493 feet long. The lessee has agreed to have the poles and lines removed upon lease expiration if requested by the City. The City's Water Utilities Department has reviewed and recommends approval of the easement.

FILE LOCATION: DEED F-6086 DEED FY94-1

COUNCIL ACTION: (Tape location: B130-495.)

CONSENT MOTION BY BEHR TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-107: (R-94-35) ADOPTED AS RESOLUTION R-282374

Accepting a grant deed of Joseph Oliver, Jr., granting to the City an easement for public street purposes in a portion of Lot 1 of Carmel Valley Inn, Map-11697; dedicating and naming Carmel Valley Road and El Camino Real.

(Carmel Valley Community Area. District-1.)

FILE LOCATION: DEED F-6087 DEED FY94-1

COUNCIL ACTION: (Tape location: B130-495.)

CONSENT MOTION BY BEHR TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-108: (R-94-27) ADOPTED AS RESOLUTION R-282375

Authorizing the sale by negotiation of a surplus road easement, located at the northerly 40 feet of Verger Dairy leasehold on Bandy Canyon Road, to Justine B. Fenton for \$1,400; authorizing the execution of a quitclaim deed, quitclaiming to Justine B. Fenton, all the City's right, title and interest in the easement. (San Pasqual Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: The owners of Fenton Ranch (Fenton), have a Tentative Map TM-4979 that is currently being processed by the County of San Diego. As a condition of the map, the County is requiring that a road easement be acquired from the City off of Bandy Canyon Road to access the subdivision. The road easement would contain roughly 4,600 square feet (40' x 115') and cross over a City leasehold, the Verger Dairy, to provide new access to the Fenton's property. This grant will have no impact on the dairy operation. An existing road easement which now provides access to the Fenton's property and crosses the dairy leasehold, will be abandoned as additional consideration for the City's grant of a road easement. The City's lessee and Water Utilities Department have reviewed and

approved of the road easement grant. The easement was appraised at \$1,400 by an independent fee appraiser. This value has been reviewed and approved by City Valuation staff.

FILE LOCATION: DEED F-6088 DEED FY94-1

COUNCIL ACTION: (Tape location: B130-495.)

CONSENT MOTION BY BEHR TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-109: (R-94-33) ADOPTED AS RESOLUTION R-282376

Accepting the street easement deed of Erasmo Soto and Bertha U. Soto, granting to the City an easement for public street purposes in Lot T of Palm Hill Subdivision, Map-1832; dedicating and naming the same Beta Street.

(Southeast San Diego Community Area. District-8.)

FILE LOCATION: DEED F-6089 DEED FY94-1

COUNCIL ACTION: (Tape location: B130-495.)

CONSENT MOTION BY BEHR TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-110: (R-94-77) ADOPTED AS RESOLUTION R-282377

Authorizing the execution of a quitclaim deed with Tom L. Cresci and Constance J. Cresci, effecting the re-vestment of abutter's rights of access to Santa Cruz Avenue of Parcel 3 and a portion of Parcel 2 of Parcel Map PM-8869, relinquished to the City.

(Ocean Beach Community Area. District-2.)

CITY MANAGER SUPPORTING INFORMATION: Application has been received by the Engineering and Development Department to re-vest 30.91 feet on Santa Cruz Avenue. The access rights were previously relinquished on Santa Cruz Avenue, at no cost to the City, as a condition of allowing access on Dixon Place. Dual access has now been requested in order to provide additional

off-street parking for the residence on Parcel 3. This application has been reviewed by all affected City departments and the Ocean Beach Planning Board. All have concluded there is no present or prospective public need for the access rights to remain relinquished and they may be revested. It is therefore recommended that the access rights be conveyed to the property owner by quitclaim deed.

FILE LOCATION: DEED F-6090 DEED FY94-1

COUNCIL ACTION: (Tape location: B130-495.)

CONSENT MOTION BY BEHR TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-111: (R-94-34) ADOPTED AS RESOLUTION R-282378

Accepting the deed of Pacific Clairemont Holdings 1, L.P., conveying to the City a sewer easement in a portion of Parcel 1 of Parcel Map PM-13891; authorizing the execution of a quitclaim deed, quitclaiming to Pacific Clairemont Holdings 1, L.P., all the City's right, title and interest in a sewer easement in that portion of Parcel 1 of Parcel Map PM-13891.  
(Clairemont Mesa Community Area. District-5.)

FILE LOCATION: DEED F-6091 DEED FY94-1

COUNCIL ACTION: (Tape location: B130-495.)

CONSENT MOTION BY BEHR TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-112: (R-93-2160) ADOPTED AS RESOLUTION R-282379

Adopting the Conflict of Interest Code for the City of San Diego's Tecolote Canyon Natural Park Task Force.

CITY MANAGER SUPPORTING INFORMATION: The Political Reform Act of 1974 (Government Code Section 87300, et seq.) requires all agencies to prepare and submit for approval a Conflict of Interest Code to their legislative body. On May 21, 1990, San



Diego City Council adopted Resolution R-275742 that requires all City advisory boards, commissions and committees created by the Council to adopt a Conflict of Interest Code and that all members of such groups file Statements of Economic Interest (Form 730). The Tecolote Canyon Natural Park Task Force was established by Council Resolution R-257840 on January 24, 1983. The Code adopted by the Tecolote Canyon Natural Park Task Force on May 5, 1993 consists of two basic parts. The body contains the basic provisions required by the Political Reform Act. The appendices list designated positions and disclosure categories for these positions.

The Code has been reviewed and approved by the Task Force. The City Attorney's office has reviewed this document also and determined that it conforms to the standards set by the Fair Political Practices Commission.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B130-495.)

CONSENT MOTION BY BEHR TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-113: (R-93-2029) ADOPTED AS RESOLUTION R-282380

Defending, indemnifying and holding harmless the nine members of the Stadium Board against all expenses, judgements, settlements, and other amounts actually and reasonably incurred by them in connection with any claim or litigation which results or may result from any good faith actions as board members in accordance with the Memorandum of Understanding dated June 3, 1993 between the City Manager and the Stadium Board.  
(See memo from the City Manager dated 6/3/93.  
District-6.)

CITY MANAGER SUPPORTING INFORMATION: At its meeting of June 3, 1993, the San Diego Stadium Authority Board of Governors voted unanimously to ask the City Council to provide indemnification to the members of the Board against judgments or settlements resulting from claims or litigation arising in the performance of their duties as Board members.

The City currently provides such indemnification to the Board of Directors of the San Diego Data Processing Corporation and other

Boards of non-profit agencies established by the City. The indemnification proposed is similar to that currently in effect for the other City Boards. As added protection for the City and Stadium Authority Board of Governors, the Stadium requires sponsors of all Stadium events to indemnify both groups, naming them as additional insureds on their liability insurance policies.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B130-495.)

CONSENT MOTION BY BEHR TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-114: (R-94-1) ADOPTED AS RESOLUTION R-282381

Commending Lou Sangiolo for his dedication and devotion for the betterment of the community of City Heights for his involvement in the Central Elementary School's After School Recreation Program; proclaiming July 14, 1993 to be "Lou Sangiolo Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B130-495.)

CONSENT MOTION BY BEHR TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-115: (R-93-2162) ADOPTED AS RESOLUTION R-282382

Authorizing the expenditure of an amount not to exceed \$100,000 from Fund 18527, Dept. 4012, Org. 1212, for the purpose of renovating five classroom modular facilities into a child care center at Washington Elementary School, pursuant to Resolution R-277754, dated April 12, 1991.  
(District-2.)

CITY MANAGER SUPPORTING INFORMATION: On April 22, 1991, the City Council authorized the execution of an agreement with the

San Diego Unified School District in the amount of \$200,000 to renovate five classroom modular facilities into a child care center at Washington Elementary School. An initial \$100,000 was allocated by the City Council for this purpose. An additional \$100,000 has been set aside in the Community Development Block Grant Program to complete this project. The Council action which is proposed will allow sufficient funds to finalize the project. Aud. Cert. 9301199.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B130-495.)

CONSENT MOTION BY BEHR TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-116: (R-94-74) ADOPTED AS RESOLUTION R-282383

Authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$5,603 from Proposition 70 Fund 38006 to CIP-29-767.0, Sunnyslope Neighborhood Park Development Phase II; authorizing the expenditure of an amount not to exceed \$5,603 from CIP-29-767.0, Sunnyslope Neighborhood Park - Development Phase II to supplement the funding previously authorized by Resolution R-281681 adopted on March 29, 1993.  
(Otay Mesa/Nestor Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: Sunnyslope Neighborhood Park is located next to Sunnyslope Elementary School on Elm Avenue west of Desty Street. Half of the park improvements were completed in June 1992. Council action on March 29, 1993 authorized the expenditure of \$394,884 for the construction of the improvements to the remainder of the site. City funds came from unallocated DIF funds, three completed projects with small surpluses, and two under funded projects. State grant funds surplus to three other projects provided \$94,842. Staff had also identified \$5,603 in Proposition 70 funds that were surplus to the needs of another park project. State approval to use those funds for the Sunnyslope Neighborhood Park project has been received and Council action is requested authorizing the use of these funds to supplement the previously authorized project funding.  
Aud. Cert. 9400022.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B130-495.)

CONSENT MOTION BY BEHR TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-117: (R-94-26) ADOPTED AS RESOLUTION R-282384

Changing the name of Canyon Bridge Drive, located north of Genesee Avenue, to Science Center Drive.  
(University City Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: The developer/owner has petitioned for the proposed name change of Canyon Bridge Drive to Science Center Drive. The name change will affect the properties within Torrey Pines Science Center, Unit 2, Map-12845, which is currently under development. Canyon Bridge Drive was dedicated and named as part of the Torrey Pines Science Center, Unit 2, Subdivision, per Map-12845. The developer is dissatisfied with the present name and derived Science Center Drive as more suitable. The signage costs for Science Center Drive are provided as part of the subdivider's development requirements. The Building Inspection Department, the Engineering and Development Department, the Fire Department, and the Police Department have reviewed the proposed street name change and have indicated that the new name is acceptable.

FILE LOCATION: DEED F-6092 DEED FY94-1

COUNCIL ACTION: (Tape location: B130-495.)

CONSENT MOTION BY BEHR TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-118: (R-94-25) ADOPTED AS RESOLUTION R-282385

Changing the street name of Pinos Way, located between Baycane Way and Baypony Lane, to Wooded Vista Lane.  
(Sabre Springs Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: The developer/owner has petitioned for the proposed name change of Pinos Way to Wooded Vista Lane. The name change will affect the properties within the South Creek, Units 14 and 15, Subdivision, which is currently under development. Pinos Way was dedicated and named as part of the South Creek, Units 14 and 15, Subdivision per Map-12257. The developer is dissatisfied with the present name and derived Wooded Vista Lane as more suitable. The signage costs for Wooded Vista Lane are provided as part of the subdivider's development requirements. The Building Inspection Department, the Engineering and Development Department, the Fire Department, and the Police Department have reviewed the proposed street name change and have indicated that the new name is acceptable.

FILE LOCATION: DEED F-6093 DEED FY94-1

COUNCIL ACTION: (Tape location: B130-495.)

CONSENT MOTION BY BEHR TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-119: (R-94-24) ADOPTED AS RESOLUTION R-282386

Changing the street name of Telesis Court to Fraternal Court, located north of Lusk Boulevard; declaring that the signage shall indicate both the old street name and the new street name for a period of one year following the adoption date of this resolution for the convenience of the general public.  
(Mira Mesa Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: The adjacent property owner has petitioned for the proposed name change of Telesis Court to Fraternal Court. The name change will affect five properties of which all the existing owners are in favor of the street name change. Telesis Court was dedicated and named as part of the Wateridge I Subdivision, per Map-10602, and the Seaview Business Park Subdivision, per Map-10920.

The applicant is dissatisfied with the present name and derived Fraternal Court as more suitable. The re-signage costs for Fraternal Court have been paid for by the applicant. The Building Inspection Department, the Engineering and Development Department, the Fire Department, and the Police Department have reviewed the proposed street name change and have indicated that the new name is acceptable.

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FILE LOCATION: DEED F-6094 DEED FY94-1

COUNCIL ACTION: (Tape location: B130-495.)

CONSENT MOTION BY BEHR TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-120: (R-94-76) ADOPTED AS RESOLUTION R-282387

Authorizing a Second Amendment to Consultation Contract and Authorization to Represent with the Donovan/Irving Group, Inc., for the provision of additional services to the Downtown Office Space Project and the City Operations Building Permit Center.  
(Centre City Community Area. District-2.)

CITY MANAGER SUPPORTING INFORMATION: A consultant agreement was signed in December 1990 with the Donovan/Irving Group resulting in the three existing office building leases into the Downtown Office Space Project (Project). The agreement was amended in October 1991 to provide professional space planning services and, at the City's option, construction plans for the City Administration Building (CAB) and City Operations Building (COB). Donovan/Irving is contracting with the space planning firm of Interspace, which is an MBE firm. As part of the City's current economic development efforts, reconfiguration of portions of COB is being accomplished to centralize building permit services. To expedite this Permit Center work, it is necessary to add the preparation of engineering drawings for COB to the Donovan/Irving contract and increase the maximum contract compensation by an additional \$85,000. This will provide a maximum of \$65,000 for the COB engineering drawings and the balance to complete ongoing space design and construction drawings for CAB and COB. Funding for this work is available in the Office Space Project budget. Also included in this amendment is extension of the agreement through December 31, 1994 and, at the Manager's election, expansion of consultant services to cover the temporary office leases within the Project, as well as subletting ongoing office lease space vacated by the City whereby Consultant commissions would be paid solely out of rents payable to the City.  
Aud. Cert. 9300982.

FILE LOCATION: MEET CCONT FY94-1

COUNCIL ACTION: (Tape location: B130-495.)

CONSENT MOTION BY BEHR TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-nay, Vargas-yea, Mayor Golding-yea.

\* ITEM-121: (R-93-2096) ADOPTED AS RESOLUTION R-282388

Authorizing a first amendment to the agreement with Manuel Oncina, Architect, to provide additional professional services for Valencia Park Library; authorizing the expenditure of not to exceed \$18,535 from CIP-35-079.0 for providing funds for the project. (Emerald Hills Community Area. District-4.)

CITY MANAGER SUPPORTING INFORMATION: Capital Improvement Program CIP-35-079 provides for design and construction of a 26,000 square foot library at 51st and Market Streets. This action will allow for the provision of artistic services to design, fabricate and install art work for the Valencia Park Library Project. In line with the City's policy to include art work in public facilities, funds will be set aside to provide art work for this facility. The architect will retain the services of an artist approved by the Commission for Arts and Culture. The architect currently has 50.9 percent MBE and 40.2 percent WBE participation. The \$18,535 was a budgeted item in the Proposition 85 State Grant, previously approved by Council. Aud. Cert. 9301149.

FILE LOCATION: MEET CCONT FY94-1

COUNCIL ACTION: (Tape location: B130-495.)

CONSENT MOTION BY BEHR TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-122: (R-94-36) RETURNED TO CITY MANAGER

Authorizing an agreement with Fahey/Watts Architects for professional design and related services for City Administration Building 6th Floor Tenant Improvements; authorizing the expenditure of not to exceed \$35,236 from Fund 10404 for the purpose of providing funds for the project. (Centre City Community Area. District-2.)

CITY MANAGER SUPPORTING INFORMATION: The City's current Office Space Project involves the development of office space to accommodate City staffing levels in the downtown area in several leased facilities and in the City Administration Building (CAB) and City Operations Building (COB). With the relocation and expansion of the Personnel Department to the Civic Center Plaza (formerly Security Pacific Plaza), the sixth floor of CAB is being reconfigured to accommodate portions of the Auditor & Comptroller and the Financial Management Department. The proposed architect's agreement is required to develop plans for this reconfiguration. In accordance with Council Policy 300-7 and Administrative Regulation 25.60, the Consultant Coordinator provided the names of five firms on the "As-Needed" list for consideration. Interviews were conducted on February 16, 1993 with Fahey/Watts Architects being recommended for professional services. Fee negotiations resulted in mutually acceptable terms and conditions including a base fee of \$32,036 and additional services of \$3,200. Fahey/Watts Architects represents 70 percent WBE and sub-consultants represent 30 percent MBE participation for this project.  
Aud. Cert. 9400015.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B130-495.)

CONSENT MOTION BY BEHR TO RETURN THE ITEM TO THE CITY MANAGER AS RECOMMENDED BY THE CITY MANAGER. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-123: (R-94-89) ADOPTED AS RESOLUTION R-282389

Authorizing the execution of an Implementation Agreement and an Official Statement, with the San Diego Metropolitan Transit Development Board pertaining to the issuance of revenue bonds in an amount not to exceed \$25,000,000 for the Old Town Light Rail Transit Extension.  
(See City Manager Report CMR-93-202.)

CITY MANAGER SUPPORTING INFORMATION: The Metropolitan Transit Development Board has adopted a plan for a regional Light Rail Transit system which would ultimately link downtown San Diego with various outlying communities. The first segment of the North Line is the 3.3 mile Old Town LRT, requiring \$111 million. On January 6, 1992, the City Council agreed to contribute \$18.3



million to the Old Town LRT by issuing bonds utilizing the City of San Diego/MTDB Joint Powers Authority. The JPA will take bids on this financing in August, 1993.

NOTE: See Item 53 for a companion item.

FILE LOCATION: LEAS-City of San Diego MTDB Authority  
CONFY94-1

COUNCIL ACTION: (Tape location: B130-495.)

CONSENT MOTION BY BEHR TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-124: (R-93-2028) ADOPTED AS RESOLUTION R-282390

Authorizing the execution of a first amendment to the agreement with James Robbins & Associates to provide additional professional services in the amount of \$20,000 for Fire Station No. 43 (CIP-33-076.0); authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$30,000 from Capital Outlay Fund 30245 from CIP-37-200.0, Annual Allocation - Consultant Services - Public Facilities to CIP-33-076.0, Fire Station No. 43 - Otay Mesa;

Authorizing the expenditure of an amount not to exceed \$30,000 from CIP-33-076.0, Fire Station No. 43 - Otay Mesa from Capital Outlay Fund 30245.  
(Otay Mesa Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: On March 30, 1992, Council adopted Resolution R-279659 establishing Council Policy 900-11 regarding artists involvement in selected capital improvement projects (CIP). On January 17, 1992, the Commission for Arts and Culture and Engineering and Development agreed that Fire Station No. 43 - Otay Mesa be identified as one of the CIP projects for potential artist(s) involvement. This action was taken after Fire Station No. 43 had been budgeted and funded. The transfer of funds from CIP-37-200.0 to CIP-33-076.0 will allow for the provision of artistic services to design, fabricate and install artwork at Fire Station No. 43 - Otay Mesa project. In line with Council Policy 900-11, to include artwork in selected public facilities, funds will be set aside to provide art work for this facility. The architect will retain the services of an artist

approved by the Commission of Arts and Culture. The architect currently has 19 percent MBE and 14 percent WBE participation. Aud. Cert. 9301125.

FILE LOCATION: MEET CCONT FY94-1

COUNCIL ACTION: (Tape location: B130-495.)

CONSENT MOTION BY BEHR TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-125: (R-94-65) TRAILED TO JULY 27, 1993

Authorizing the execution of an agreement with the San Diego Association of Governments (SANDAG) to receive a \$10,000,000 advance in TransNet Funds, for the acquisition of right-of-way for State Route 56 West/Carmel Valley Restoration and Enhancement project (CVREP); authorizing the City Auditor and Comptroller to deposit the \$10,000,000 into a separate, interest-bearing fund to be used exclusively for State Route 56/CVREP Property Acquisition and related costs and reimbursements; authorizing the reimbursement of an amount not to exceed \$3,000,000 from the special fund to Fund No. 79002 for the expenditures incurred in CIP-52-356.0, for acquisition of State Route 56 freeway right-of-way including the acquisition of the parcels located north of Carmel Valley Road/State Route 56. (Carmel Valley Community Area. District-1.) Aud. Cert. 9400038.

FILE LOCATION:

COUNCIL ACTION: (Tape location: B130-495.)

\* ITEM-126: (R-93-2180) ADOPTED AS RESOLUTION R-282391

Authorizing the execution of an agreement with San Diego Incubator Corporation for the operation of a small business incubator facility for a 6-month period; authorizing the expenditure of not to exceed \$135,000 from Fund 18529, Department 4047, Object Account 9544.

Aud. Cert. 9400011.

FILE LOCATION: MEET CONT FY94-1

COUNCIL ACTION: (Tape location: B130-495.)

CONSENT MOTION BY BEHR TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-127: (R-94-78) ADOPTED AS RESOLUTION R-282392

Authorizing the execution of an agreement with the San Ysidro Revitalization Project, Inc., for specified economic development activities; authorizing the expenditure of an amount not to exceed \$150,000 from Fund 18529, Dept. 4049, Org. 4913, for the purpose of providing funds for the above project.  
(San Ysidro Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: The City Council, in the 1993-94 Community Development Block Grant (CDBG) appropriation cycle, approved a \$150,000 grant for SYRP. This annual contract will continue to provide the funding for the activities of SYRP. The activities to be undertaken include promoting the San Ysidro Community, and the development and implementation of revitalization activities within the community. The term of this annual contract for CDBG funding is August 1, 1993, to July 31, 1994. There are no revisions to this contract which will alter the goals and objectives of SYRP.  
Aud. Cert. 9400023.

FILE LOCATION: MEET CONT FY94-1

COUNCIL ACTION: (Tape location: B130-495.)

CONSENT MOTION BY BEHR TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-128: (R-94-100) ADOPTED AS RESOLUTION R-282393

Council confirmation of the reappointments by the Mayor of Dorothy Leonard, Michael Lloyd and Lisa Foster, to the Elections, Campaign and Governmental Ethics

Advisory Board, for three-year terms expiring February 1, 1996.

(See memorandum from Mayor Golding dated 6/30/93.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B130-495.)

CONSENT MOTION BY BEHR TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-129: (R-94-99) ADOPTED AS RESOLUTION R-282394

Council confirmation of the following appointments and reappointment by the Mayor to the Historical Site Board, for two-year terms expiring March 1, 1995:

(See memorandum from Mayor Golding dated 7/14/93 with resumes attached.)

Susan M. Hector

(Reappointment.)

Carol N. Landsman

(To replace Vonn Marie May, whose term has expired.)

Douglas H. Austin

(To replace Richard Garbini, whose term has expired.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B130-495.)

CONSENT MOTION BY BEHR TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-130: (R-94-28) ADOPTED AS RESOLUTION R-282395

Amending Council Policy 700-02 entitled "Community Development Block Grants (CDBG)."

CITY MANAGER SUPPORTING INFORMATION: The proposed amendment to Council Policy 700-02 regarding the Community Development Block Grant (CDBG) program reflects the Public Services and Safety Committee and Council direction to distribute CDBG funds on a formulated basis. In addition, the CDBG funding allocation process will coincide with the City's fiscal year.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B130-495.)

CONSENT MOTION BY BEHR TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-131: (R-93-2134) ADOPTED AS RESOLUTION R-282396

Establishing Council Policy 700-6 regarding  
Encroachments on City Property.  
(See City Manager Report CMR-93-142.)

COMMITTEE ACTION: Reviewed by TLU on 6/1/93. Recommendation to accept report and recommend approval at City Council. Districts 1, 2, 5 and 6 voted yea. District 7 not present.

CITY MANAGER SUPPORTING INFORMATION: The proposed policy was discussed by the Transportation and Land Use Committee and forwarded to the Council with several minor changes. The policy establishes guidelines for allowing encroachments on City property and for dealing with existing encroachments. It addresses all City owned property, including park land and open space. The policy proposes that erosion and drainage control measures may be allowed but are subject to City control and regulation and also to the normal permit requirements. The policy proposes that "private use" encroachments (such as decks, patios, lawns, etc.) not be authorized but allows for flexibility in dealing with existing encroachments which are minor in nature.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B130-495.)

CONSENT MOTION BY BEHR TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-132: (R-93-876) ADOPTED AS RESOLUTION R-282397

Accepting the Human Relations Commission's Semi-Annual Reports dated October 1992 and April 1993 on the status of the Human Relations Commission.  
(See Semi-Annual Reports dated October 1992 and April 1993.)

COMMITTEE ACTION: Reviewed by PSS on 6/16/93. Recommendation to accept the report and applaud the leadership of the Human Relations Commission and staff. Districts 1, 2, 3, 4, and 8 voted yea.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B130-495.)

CONSENT MOTION BY BEHR TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-150: REFERRED TO THE RULES COMMITTEE

In the matter of a ballot proposal amending the San Diego City Charter regarding provisions for filling City Council vacancies.  
(See report from the City Attorney and City Clerk dated 7/14/93; and memo from the City Clerk dated 6/23/93.)

COMMITTEE ACTION: Reviewed by Rules on 6/28/93. Recommendation to refer to the City Attorney to return to Council with draft language for a charter amendment to be placed on the ballot to allow the victorious candidate in a special election to serve the remainder of the unexpired term and, also, to require a run-off election should no candidate receive a majority vote in the special vacancy election. Districts 2,3,6 and Mayor voted yea. District 5 not present.

RECOMMENDATIONS:

Approve, in concept, a Charter amendment proposal that includes the following changes:

- Provide that a candidate elected to fill a Council vacancy shall serve the remainder of the unexpired term, and;
- If the vacancy occurs with more than two (2) years remaining in the term, require a run-off election

- should no candidate in the special election receive a majority of the votes cast, and;
- Extend to 180 days before the regularly scheduled election for the vacated Council seat the City Council's option to appoint to fill a Council vacancy, and;
  - Direct the City Attorney to draft the necessary amendments to the Charter and return to Council with a proposal for consideration for placement on the June 7, 1994 ballot; and;
  - Direct the City Attorney and City Clerk to investigate and report back to Council on the legal and practical issues involved in accelerating the timing of a required run-off election.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B323-360.)

CONSENT MOTION BY BEHR TO REFER THE ITEM TO THE RULES COMMITTEE FOR REVIEW. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-151: (R-93-2182) ADOPTED AS RESOLUTION R-282398

Authorizing the execution of seven renewals of fixed rate leases, each with a three-year term, with Brown Field Aviation tenants:

Lessee	Amount
Bill Bearden	
dba Bearden Flight Training	\$16,224/yr.
Mustang Aviation, Inc.	\$15,480/yr.
Paladin Aircraft Restoration, Inc.	\$16,224/yr.
Wayne Breise	
dba Brown Field Aviation	\$ 4,200/yr.
South Bay Airport Company	\$10,620/yr.
Wayne Davis and Leon Richardson	
dba American Aviation Co.	\$ 6,024/yr.
Billy R. Jones and Bobby J. Jones	
dba Flying "J" Aviation	\$11,580/yr.
Total Annual Rent	\$80,976/yr.

(See City Manager Report CMR-93-177. District-8.)

COMMITTEE ACTION: Reviewed by PFR on 6/9/93. Recommendation to approve the City Manager's recommendation. Districts 3, 6, 7 and 8 voted yea. District 5 not present.

CITY MANAGER SUPPORTING INFORMATION: On June 9, 1993, the PF&R Committee recommended that the Manager submit seven, three year, fixed rate aviation leases to Council for approval. Preparation of these three year agreements was the result of the Economic Rent Study of Brown and Montgomery Fields (PF&R approved 4/26/93, CMR-93-124). The Committee also recommended that the City Manager investigate the impact these leases would have on the Transborder Airport Project, including consideration of a 180-day cancellation clause in each lease. Subsequent discussions with affected tenants suggest the inclusion of such a clause would require a complete revision of the leases as negotiated. The ensuing delay would preclude the economic relief and opportunity that would accrue to these tenants, which was the whole thrust of the Economic Rent Study. Staff feels that these lease will have little, if any, negative effect on the Transborder Airport Project, and recommends that the agreements, without the 180 day cancellation clause, be accepted by Council.

FILE LOCATION: LEAS-Brown Field Aviation Tenants  
LEAS FY94-7

COUNCIL ACTION: (Tape location: B130-495.)

CONSENT MOTION BY BEHR TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-nay, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-200: (R-93-1963) CONTINUED TO AUGUST 2, 1993

(Continued from the meeting of July 12, 1993, Item 104, at the City Manager's request, to further meet with the low bid contractor and address their concerns.)

Rejecting all bids received on March 4, 1993 and readvertising for bids for the Construction of Palisades Building Roof Repairs on Work Order No. 119269; authorizing the execution of a contract with the lowest responsible bidder; authorizing the City Auditor and Comptroller to transfer \$21,229 from San Diego Facilities and Equipment Leasing Construction Fund No. 91101, to CIP-21-830.0, Balboa Park Palisades Building Rehabilitation; and authorizing the expenditure of \$52,689 from CIP-21-830.0, Balboa Park Palisades Building Rehabilitation, \$21,229 from San Diego Facilities and Equipment Leasing Construction Fund No. 91101, \$1,460 from Florida Canyon Capital Outlay Fund No. 302451, \$5,000 from Capital Outlay



Other Fund No. 302453, and \$25,000 from Transient Occupancy Tax Fund No. 102242, to supplement funding authorized by Resolution R-281481, adopted on February 22, 1993. (BID-K3614/93A) (Prime Construction Contract \$410,392. Balboa Park Community Area. District-3.)

CITY MANAGER SUPPORTING INFORMATION: The Palisades Building is located at 2130 Pan American Plaza in Balboa Park. It is just north of the Automobile Museum. This contract will replace the roof on the entire building. Bids for the Palisades Building Roof Repairs project were received March 4, 1993. The low bid of \$163,689 was submitted by Stricker Roofing, Inc. Stricker Roofing, Inc. failed to demonstrate their good faith effort to comply with the City's MBE-WBE Program goals. Therefore, it is recommended that all bids be rejected.  
Aud. Cert. 9301205.

FILE LOCATION:

COUNCIL ACTION: (Tape location: B130-495.)

CONSENT MOTION BY BEHR TO CONTINUE ONE WEEK AS RECOMMENDED BY THE CITY MANAGER. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-201: (R-93-2161) ADOPTED AS RESOLUTION R-282399

(Continued from the meeting of July 12, 1993, Item 124, at Councilmember Vargas' request, for further review.)

Authorizing the execution of an agreement with the Alpha Project for the Homeless, Inc., to operate the Neil Good Day Center for the Homeless in Fiscal Year 1994; accepting contributions from the County in the amount of \$25,000 and contributions from the San Diego Housing Commission in the amount of \$126,700, to be deposited into Fund 19621; authorizing the expenditure of not to exceed \$177,000 from Fund 19621.

CITY MANAGER SUPPORTING INFORMATION: On June 2, 1992, the Public Services and Safety (PS&S) Committee recommended \$177,000 in funding for the Neil Good Day Center for the Homeless, and also limited the maximum level of services provided to 200 clients per weekday, and 120 clients per weekend. The Neil Good Day Center for the Homeless has been in operation since

mid-September of 1991. It provides a wide range of services to the homeless, including restrooms, showers, laundry facilities, storage, mail/message services, and public telephones. This action authorizes the approval of the PS&S Committee's recommendations.

Aud. Cert. 9301206.

FILE LOCATION: MEET CONT FY94-1

COUNCIL ACTION: (Tape location: B502-D378.)

Motion by Vargas to not fund the Neil Good Day Center and to turn the center into a center for children. Second by Behr. No vote.

SUBSTITUTE MOTION BY HARTLEY TO AUTHORIZE THE EXECUTION OF THE AGREEMENT WITH THE ALPHA PROJECT WITH THE PROVISION THAT THE CITY MANAGER WORK WITH THE OPERATOR, THE COUNCIL OFFICE AND THE NEIGHBORS IN THAT NEIGHBORHOOD TO CREATE A SECURITY ZONE AROUND THAT SITE TO BE A GOOD NEIGHBOR AND TO COME BACK WITH ANY RECOMMENDATIONS IF THERE ARE NEEDS THAT COUNCIL SHOULD DEAL WITH OR THE PS&S COMMITTEE. INCLUDE MAYOR GOLDING'S AND COUNCIL MEMBER McCARTY'S DIRECTION TO THE CITY MANAGER TO MEET WITH COUNCIL MEMBER VARGAS, THE POLICE CHIEF, THE OPERATORS OF THE NEIL GOOD DAY CENTER AND THE OWNERS AND MANAGERS OF THE APARTMENTS AS SOON AS POSSIBLE TO DETERMINE IF THE AREA COULD BE CLEANED UP. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-nay, Stallings-yea, McCarty-yea, Vargas-nay, Mayor Golding-yea.

ITEM-202: (R-93-2164 Rev.1) ADOPTED AS AMENDED AS  
RESOLUTION R-282400

(Continued from the meeting of July 12, 1993, Item 110, at Councilmember McCarty's request, for clarification, and at Councilmember Stevens' request, to meet with the Housing Authority Staff.)

Authorizing the City Manager to hold a public auction for the sale of Sites 8A, 255, 456, 501, 502, 665, 710, York Court, and portion of El Cajon Valley Company's Land, Lots 61, 63, 64 and 65; approving the minimum bids.

CITY MANAGER SUPPORTING INFORMATION: In 1990, Council reaffirmed Sites 255, 456, 501, 502 & 665 land use designation for sale at public auction. This action will designate Site 8A

for sale at public auction. The property at 710 York Court was bequeathed to the City specifically for sale with proceeds to benefit Balboa Park. On June 14, Council directed staff to sell 17 acres of floodplain in Lakeside (El Cajon Valley Co.'s land, portion of lots 61, 63, 64 & 65) at public auction. Prior to sale, all sites involved in the auction are cleared through various City departments and agencies to ascertain if they may have a present or future need for the site and obtain their recommendations on disposition. Information packets are also sent to the appropriate local planning groups soliciting their review and endorsement on use of these sites or a reaffirmation of a recent recommendation made by that organization. After Council approval to hold the auction and approval of the minimum bid, an advertising period will be initiated 45 days prior to the auction, consisting of display ads in local newspapers, signs on the properties, and a mass mailing. Recipients of the mailing include realty offices, adjacent property owners, subscribers to the Property Department's Marketing Subscription Service, and people who have called in requesting this information. The mailing packet contains data sheets and general information on the bidding procedure, payment plans and broker's participation.

FILE LOCATION: MEET CONT FY94-1

COUNCIL ACTION: (Tape location: D379-561.)

MOTION BY McCARTY TO SPLIT THE PARCEL TO PRESERVE THE RIPARIAN HABITAT FOR CITY USE FOR FUTURE MITIGATION. CITY MANAGER IS TO ENGAGE IN EXCLUSIVE NEGOTIATIONS WITH MR. NEAL. CITY MANAGER IS DIRECTED TO RETURN TO COUNCIL WITH A REPORT ANALYZING THE RAMIFICATIONS OF ISSUING A MORATORIUM ON THE SALE OF CITY LAND UNTIL THE MULTIPLE SPECIES CONSERVATION PROGRAM HAS BEEN DEFINED. CONTINUE SITES 501, 502, AND 665 TO SEPTEMBER 7, 1993, AND MOVE FORWARD WITH THE OTHER SITES THAT DO NOT HAVE RIPARIAN HABITAT ON THEM. Second by Stallings. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-203: (R-93-2186) CONTINUED TO SEPTEMBER 27, 1993

(Continued from the meeting of June 1, 1993, Item 201, at Mayor Golding's request, for further consideration of Councilmember Roberts' proposal.)

Accepting the City Manager's Informational Report  
(CMR-93-208) regarding the San Diego Data Processing  
Corporation Management Audit.  
(See City Manager Reports CMR-93-208, CMR-93-156 and  
CMR-93-73.)

CITY MANAGER'S RECOMMENDATIONS (CMR-93-156):

NOTE: The following recommendations (Nos. 1,2,3, and 4) were  
continued for four weeks:

1. Accept the City Manager's recommendations (as contained  
in City Manager Report CMR-93-73) to implement changes in  
response to the management audit.
2. Retain the San Diego Data Processing Corporation as a  
non-profit corporation and evaluate services provided to  
determine if they can be better provided within the City's  
organization or through outplacement.
3. Adopt, in concept, the hybrid organizational structure  
outlined in City Manager Report CMR-93-156 which would bring  
some services back to the City of San Diego, solicit  
proposals for mainframe and network operations from the  
private sector, and retain software development in the San  
Diego Data Processing Corporation.
4. Direct the City Manager to report back to the City  
Council on a semi-annual basis regarding the implementation  
of the audit recommendations.

NOTE: The following recommendations (Nos. 5 and 6) were  
adopted by Council on 6/1/93:

5. Eliminate the current exclusivity clause within San  
Diego Data Processing Corporation's operating agreements.
6. Direct the City Manager to work with the San Diego Data  
Processing Corporation to develop an implementation plan for  
a \$1.0 million reduction in the San Diego Data Processing  
Corporation's budget.

This reduction should have minimal operational impact on  
City of San Diego Departments.

OTHER RECOMMENDATIONS: None.

FILE LOCATION:

COUNCIL ACTION: (Tape location: M280-285.)

BY COMMON CONSENT ITEM WAS CONTINUED TO SEPTEMBER 27, 1993.

ITEM-204: (O-93-184) CONTINUED TO AUGUST 10, 1993

(Continued from the meetings of June 7, 1993, Item 200; June 28, 1993, Item 201; and July 12, 1993, Item 202; last continued at the City Attorney's request for further review.)

Introduction of an Ordinance ratifying and amending Document No. RR-281140-1, relating to an agreement between the City of San Diego and a Joint Venture of Superior Ready Mix Concrete L.P. and West Coast General Corporation regarding the West Miramar Landfill Aggregate Extraction Project.  
(NAS Miramar Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: On November 23, 1992, by Resolution R-281140, the City Council authorized the City Manager to enter into an Agreement with a Joint Venture of Superior Ready Mix Concrete, L.P., and West Coast General Corporation ("Agreement") for the excavation, processing and removal of aggregate material, dirt and sand from the Phase II area of West Miramar Landfill (Document RR-281140-1) and also authorized execution of an Amendment to the United States of America Grant of Easement N6247482RP00Q7 to permit the excavation and removal of aggregate resources from the Phase II portion of West Miramar Landfill (Document RR-281140-2).

Resolution R-281140 also authorized the City Manager to execute further Amendments to the above documents as may be necessary to effect the removal of aggregate material from Phase II. The Waste Management Department and the Contractor mutually desire to amend two sections and eliminate the entirety of two sections in the Agreement as identified in Amendment Number 1. The sections to be amended are: Paragraph F., Page 10-11, Article IV: Special Provisions and Paragraph E., Page 10, Article IV: Special Provisions. The sections to be eliminated are: Paragraph F., Page 8, Article III: Financial Considerations and Paragraph M., Page 12, Article IV: Special Provisions. It is recommended that the City Council ratify the original Agreement and authorize the City Manager to execute the Amendment.

NOTE: Six votes required.

FILE LOCATION:

COUNCIL ACTION: (Tape location: B130-495.)

CONSENT MOTION BY BEHR TO CONTINUE THE ITEM TWO WEEKS AT THE CITY ATTORNEY'S REQUEST TO FINALIZE AGREEMENT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea,

Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea,  
Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-205: (R-94-213) ADOPTED AS RESOLUTION R-282401

(Continued from the meeting of July 12, 1993, Item 201A, at Councilmember Stevens request, for reevaluation by staff of the costs involved with this property.)

Confirming the abatement costs for the property at 6125 Imperial Avenue; declaring that the costs confirmed shall be assessed against the property listed above pursuant to Government Code Section 38773.5 and shall be transmitted to the County Auditor for placement as a special assessment on the current tax rolls; authorizing the City Auditor, upon collection of the costs, to deposit appropriate amounts into the Nuisance Abatement Superfund and General Fund.  
(See City Manager Report CMR-93-203. District-4.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C030-055.)

Hearing began at 4:56 p.m. and halted at 4:57 p.m.

MOTION BY STEVENS TO ADOPT. Second by Stallings. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-206: (R-94-212) ADOPTED AS RESOLUTION R-282402

(Continued from the meeting of July 26, 1993, Item 202, at Councilmember Hartley's request, for the Council to review the FY 94 City Heights BID Budget and report back to Council with answers to questions asked.)

Levying an annual assessment within the City Heights Business Improvement District for FY 1994.  
(Mid-City Community Area. District-3.)

CITY MANAGER SUPPORTING INFORMATION: Business Improvement Districts (BIDs) are authorized by State law to assess benefitted businesses for the cost of certain improvement activities. These

activities are generally promotional in nature. Once a BID is established, the City collects the assessments and disburses them to an appropriate entity representing the district pursuant to an annual operating agreement. State law requires that the City Council annually adopt a budget for each BID and hold a public hearing to levy appropriate assessments.

FILE LOCATION: STRT L-8

COUNCIL ACTION: (Tape location: B130-495.)

Hearing began at 3:18 and halted at 3:26 p.m.

CONSENT MOTION BY BEHR TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-207: (O-94-2) HEARING HELD

First public hearing in the matter of:  
An Ordinance adopting the Annual Budget (Annual Appropriations Ordinance) for the Fiscal Year 1993-94 and appropriating the necessary money to operate the City of San Diego for said Fiscal Year.  
(See City Manager Report CMR-93-219.)

NOTE: Pursuant to Section 71 of the City Charter, the Appropriations Ordinance requires two public hearings prior to adoption. Today's action is the first public hearing. See Item 331 on the docket of Tuesday, July 27, 1993 for the second public hearing and introduction and adoption of the Ordinance.

FILE LOCATION:

COUNCIL ACTION: (Tape location: C057-G057; J203-M289.)

Motion by McCarty to cut beach and bay fire rings and get private providers to maintain the fire rings for one year. Second by Behr. Motion withdrawn.

Motion by Behr to reinstate the fire truck and the paramedics and a portion of the funding for that based on the response to my request about the cost to boards and commissions excluding the planning groups. Cut that support in half, \$400,000, and I would also cut, par down and not eliminate, the diversity program to save \$400,000. Direct

the City Manager for two-tenths of one percent of the General Fund budget or one-half of a one-tenth of a percent of the overall budget. No second.

Motion by Behr to put on the ballot for next year, June, 1994, the People's Ordinance for either an up or down vote to repeal the ordinance. Bring back to Council in September language that includes recycling and lifeline provisions. Second by Wolfsheimer. Failed. Yea: 1,3,5. Nay: 2,4,6,7,8,M. Not present: None.

Motion by Stevens to approve the recommendations of the City Manager which is equivalent to \$2.3 million being reinstated as the City Manager had originally proposed cuts: Mission Bay Park, \$108,000, six park rangers, a police harbor unit, and some clerical workers. The use of this money would fund the extra fire truck and the subsidy for increased pay for firefighters to act as paramedics. Second by Behr. Failed. Yea: 4,5. Nay: 1,2,3,6,7,8,M. Not present: None.

Motion by Vargas to restore the fire truck company at \$875,000, restore the two Park Rangers to Balboa Park at \$85,000, the Surf Rescue boats at \$112,000 and the shared Paramedic system at \$669,000 for a total of \$1,741,000 and increase the parking citation fee by \$3.00 to \$10.00 for \$1,350,000 leaving a shortfall of \$391,000. Reduce the Mission Bay Shoreline Erosion by \$391,000. Second by Stevens. Failed by the following vote: Yea-4,5,8; Nay-1,2,3,6,7,M.

Motion by Wolfsheimer to cut \$669,000 from the shared Paramedic System. Second by Stallings. Failed by the following vote: Yea-1,2,6,M; Nay-3,4,5,7,8.

Motion by Wolfsheimer to cut the Briarfield Cove in Mission Bay at a cost of \$1,000,000. No second.

MOTION BY ROBERTS TO NOT CUT THE COAST LINE PARK MAINTENANCE AT \$527,000, NOT CUT SURF RESCUE BOATS AT \$112,000, CUT ONLY ONE BATHROOM REPLACEMENT IN MISSION BAY FOR \$232,000 FOR A TOTAL OF \$871,000. RECOMMEND POSTPONING THE OCEAN BEACH WEIR CIP PROJECT FOR A MINIMUM OF ONE YEAR FOR \$340,000. BALBOA PARK GOLF COURSE IMPROVEMENTS CAN BE MADE WITH LESS AT A COST OF \$67,000 INSTEAD OF \$100,000 AT A SAVINGS OF \$31,000, AND RECOMMEND CUTTING DPC ANOTHER \$500,000 FOR A GRAND TOTAL OF \$871,000. Second by Behr. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-nay, Vargas-nay, Mayor Golding-yea.



Motion by Hartley to keep one fire truck company for \$875,000, two Long range planners for \$114,000, Mission Bay Park Rangers support for \$121,000 and Balboa Park Rangers for \$85,000 and Shared Paramedic System for \$669,000 for approximately \$1.8 million dollars, and recommend a reduction overall of .5% and request the City Manager to come up with wherever cuts are feasible to make up the difference. Second by Vargas. Failed by the following vote: Yea-3,4,5,8; Nay-2,6,7,M; Not present-1.

Motion by Stevens to restore one fire truck company at \$875,000, to reach an amount of \$669,000 cut from the paramedic system and that we get the other \$206,000 (which is the difference between \$669,000 and \$875,000) that we would reduce that amount on the fire rings, take the monies to restore the one fire truck engine and we use the funds from the paramedic service and the fire rings. Motion withdrawn.

MOTION BY McCARTY TO APPROVE THE FIRST HALF OF THE MAYOR'S RECOMMENDATIONS AS LISTED ON THE BLUE SHEET FOR A TOTAL AVAILABLE TO RESTORE PROGRAMS AT \$11,688,000. Second by Vargas. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

MOTION BY ROBERTS TO ADOPT THE SECOND HALF OF THE MAYOR'S PROPOSED BUDGET INCLUDING THE MODIFICATIONS THAT WERE OFFICIALLY ADOPTED, WHICH INCLUDES THE \$669,000 FOR SHARED PARAMEDICS BUT HAS NOT YET BEEN IDENTIFIED WHERE THAT MONEY IS COMING FROM. Second by Hartley. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-nay, Vargas-yea, Mayor Golding-yea.

Motion by Behr to reduce the board and commissions funding by \$400,000 and lower the diversity training by \$269,000 for this year only. Second by McCarty withdrawn.

MOTION BY VARGAS TO REINSTATE ONE FIRE TRUCK COMPANY AND RAISE THE PARKING CITATION FEE BY \$3.00 TOWARD FUNDING THE PARAMEDICS AND FIRE TRUCKS. MOVE TO CUT THE BOARDS AND COMMISSIONS BY \$200,000. REMOVE THE SURF RESCUE BOATS AT \$112,000 WITH THE UNDERSTANDING THAT WE CAN GET FUNDED THROUGH PRIVATE SOURCES AND FIRE RINGS AT \$100,000. Second by Stevens. Passed by the following vote: Wolfsheimer-not present, Roberts-nay, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-nay, Vargas-yea, Mayor Golding-nay.

Motion by Behr to amend Council Member Vargas' motion above to take \$100,000 out of Boards and Commissions and restore the surf rescue boats. Second by Roberts. Failed by the following vote: Yea-2,4,5,8; Nay-3,6,7,M; Not present-1.

MOTION BY STEVENS TO APPROVE THE OVERALL BUDGET WITH THE STIPULATION THAT THE NEW LIBRARY WILL NOT BE NAMED UNTIL A COMMUNITY CONTEST IS HELD AND THAT IT BE CALLED THE CAPITAL IMPROVEMENT COMMUNITY LIBRARY AND CULTURAL CENTER UNTIL OFFICIALLY NAMED. COUNCIL MEMBER McCARTY REQUESTED THAT THE MANAGER COME BACK WITH AN EXPLANATION AS TO WHY THE PERMITTING PROCESS IN THE PLANNING DEPARTMENT AND BUILDING INSPECTION DEPARTMENT HAS BEEN REDUCED SO DRASTICALLY OVER THE PAST THREE YEARS.

COUNCIL MEMBER HARTLEY REQUESTED THAT THE THREE PARK RANGERS FUNDED ALL BE ASSIGNED TO BALBOA PARK. Second by Vargas. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-S400: (R-94-64) ADOPTED AS RESOLUTION R-282403

Proclaiming July 26, 1993 to be "Valencia Park Neighborhood Council Day" in San Diego; commending the Valencia Park Neighborhood Council for their untiring efforts to bring pride and good quality of life for the area residents by "Taking Back Our Neighborhoods."

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B042-060.)

CONSENT MOTION BY BEHR TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-S401: PROCLAIMED

Proclaiming "Americans with Disabilities Act Day."

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A477-540.)

PRESENTATION BY MAYOR GOLDING.

ITEM-601: DISCUSSED

In the matter of discussion and direction to the City Manager regarding the proposed parking fees at Mission Bay, the beach areas, and Balboa Park.  
(Districts-1,2,3 and 6.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: H001-J200.)

MOTION BY McCARTY TO NOT ADOPT ANY PARKING FEES IN BALBOA PARK OR AT ANY BEACHES. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-nay, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

MOTION BY McCARTY TO NOT ADOPT THE CORPORATE PICNIC RESERVATION FEES AT PARKS. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-nay, Hartley-nay, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

NON-DOCKET ITEMS:

None.

ADJOURNMENT:

The meeting was adjourned by Mayor Golding at 10:16 pm.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: M285-291).